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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BZ

CHOLE ALLEN, an individual;
LISA ANDERSON, an individual;
LAUREN ANDREAS, an individual;
BRANDI BAILEY, an individual;
COENEKA BALL, an individual;
TIESHIA BAMSEY, an individual;
TERTULIETTE BELIARD, an individual;
TAMELA BLACKMAN, an individual;
DELORES BONNER, an individual;
JASMINE BOX, a minor, by and through
her guardian ad litem SCHARLETTA
BOX; LACI BRIGNAC, an individual;
JERHONDA BROWN, an individual;
DAMITA BYNUM, an individual;
QUIEONNA CARPENTER, an
individual; ERIKA CARR, an individual;
WENDY CARRIGAN, an individual;
M. CHARLOTTE CHEATHAM, an
individual; SHERIE COLLINS, an
individual; KERRI COOPER, an individual;
TERRY COREAU, an individual;
MARANDA CRUMEDY, an individual;
CENNIE DARBY, an individual;
JOEY DAVIS, an individual;
LAURICE DAVIS, an individual;
SUSAN DOMAN, an individual;
ALCOLA EDWARDS, an individual;
SARAH EVANS, an individual;
TRYSHA GRAVES, an individual;
ALEJANDRINA GARZA, an individual;
GERALDINE GILLIGAN, an individual;
RHONDA GRANJA, an individual;
STACY GREENWOOD, an individual;
REBECCA GRICE, an individual;

C

Case No. **07 3980**
**NOTICE OF PENDENCY OF OTHER
ACTION OR PROCEEDING
[CIV. L.R. 3-13]**

1 SARAH GRIFFITH, an individual;
 DOROTHY GURERRIER, an individual;
 2 TAMIERA HARRIS, an individual;
 MICHELE HELKENN, an individual;
 3 NADIA HERNANDEZ, an individual;
 COURTNEY HEWETT, a minor by and
 4 through her guardian ad litem, ANNETTE
 HEWETT; ROCKENIA HUDSON, an
 5 individual; JENNIFER JACKSON, an
 individual; CLARICE JENKINS, an
 6 individual; KRYSTAL JENNINGS, an
 individual; TIFFANY JENSEN (PENKE),
 7 an individual; CANDIS JOHNSON, an
 individual; DOMONIQUE JOHNSON, an
 8 individual; JANNONEL JOHNSON, an
 individual; MICHELLE JOHNSON, an
 9 individual; NICHOLE JOHNSON, an
 individual; TAMMY JONES, an individual;
 10 TIARA JOYNER, an individual;
 AMANDA KING, an individual;
 11 YANA KRISHT, an individual;
 VALERIE LANE, a minor by and through
 12 her guardian ad litem, VIVIAN LANE;
 DANA LEWIS, an individual; MARY
 13 LEWIS, an individual; DARCI LIDSTER,
 an individual; MICHELLE LOCKETT, an
 14 individual; DENISE LUCERO, an
 individual; VIRGINIA MANGANO, an
 15 individual; TRACI MARGHOTTA, an
 individual; LENIKA MCNAIR, an
 16 individual; JUDY MICKENS, an
 individual; ARIES MITCHELL, an
 17 individual; TOSHEA MORGAN, an
 individual; STEPHANIE MULLINGS, an
 18 individual; TYREE NEAL, an individual;
 JULIANA PAIZ, an individual;
 19 ERINA PARKER, an individual;
 ERIKA PENA, an individual; JENNIFER
 20 PROCH, an individual; TRACY RILES, an
 individual; URSHALA RIVERS, an
 21 individual; MARGARET ROGERS, an
 individual; TAMANISHA RUBIN, an
 22 individual; CARRIE RYAN, an individual;
 IESHIA SCOTT, an individual; REBECCA
 23 SHERRY, an individual; TONYA SIMMS,
 an individual; JESSICA SMITH, an
 24 individual; LINDA TANNER, an
 individual; CLEO THOMPSON,
 25 an individual; CRYSTAL WALDO, an
 individual; KRISTEN WALKER, an
 26 individual; TIFFANY WALKER, an
 individual; NIKKIA MARTIN, a minor by
 27 and through her guardian ad litem, LAURA
 WASHINGTON; JOYCE WATERS, an
 28 individual; CRYSTAL WEAVER, an

individual; DAWN WHITE, an individual;
 MARIE WILLIAMS, an individual;
 SHERITA WILLIAMS, an individual;
 ROBBIN WINTERS, an individual;
 CATHY WOOD, an individual; and
 RAMONA WRIGHT, an individual,

Plaintiffs,

v.

ORTHO-MCNEIL PHARMACEUTICAL,
 INC., a Delaware Corporation;
 MCKESSON CORP. and DOES 1-500,
 inclusive,

Defendants.

Pursuant to Civil L.R. 3-13, defendants Ortho-McNeil Pharmaceutical, Inc. ("OMP") and McKesson Corporation ("McKesson") (collectively "Defendants") submit the following Notice of Pendency of Other Action or Proceeding:

On March 1, 2006, the Judicial Panel on Multidistrict Litigation ("JPML") created MDL 1742, *In re Ortho Evra Products Liability Litigation*, ruling that all federal actions involving allegations of injury or death from use of the prescription drug Ortho Evra® be centralized for pre-trial purposes in the United States District Court for the Northern District of Ohio, before the Honorable David A. Katz, Case Number 1:06-CV-40000-DAK. To date, over 500 cases have been transferred to MDL 1742, and transfers of additional "tag-along" actions are pending. Defendants have requested that this action be deemed a "tag-along" and transferred to MDL No. 1742. Pursuant to Civil L.R. 3-13, defendants therefore respectfully request that this Court stay this action, pending transfer to the MDL, to achieve the judicial economies that underlie 28 U.S.C. Section 1407 (Multi-District Litigation Procedures) and to avoid conflicts, conserve resources, and promote an efficient determination of the action.

Please take notice that, in addition to MDL No. 1742, the following state court actions also allege product liability claims against defendant Ortho-McNeil Pharmaceutical, Inc. and/or other Johnson & Johnson companies related to use of the

1 prescription drug Ortho Evra®:

2 1. In re Ortho Evra Birth Control Patch Litigation, Superior Court of New
3 Jersey, Middlesex County, Case No. 275. To date, over 400 cases have been filed in the
4 Superior Court of New Jersey;

5 2. Ablin, Liz, et al. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson &
6 Johnson; Johnson & Johnson Pharmaceutical Research and Development, L.L.C.; Alza
7 Corporation; and Does 1 through 10, Inclusive, Superior Court of California, County of
8 Los Angeles, Case No. BC-06-365729;

9 3. Barnes, Sara, et al. v. Johnson & Johnson; Ortho-McNeil Pharmaceutical,
10 Inc; Johnson & Johnson Pharmaceutical Research and Development, L.L.C.; Alza
11 Corporation, a Delaware Corporation; McKesson Corp.; and Does 1-500, Inclusive,
12 Superior Court of California, County of Los Angeles, Case No. 07-BC366176;

13 4. Bouchard, Brianna R., et al. v. Johnson & Johnson; Johnson & Johnson
14 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
15 Pharmaceutical, Inc.; and Does 1-50, Inclusive, Superior Court of California, County of
16 Los Angeles, Case No. BC-06-357282;

17 5. Bryant, Cynthia v. Johnson & Johnson, Ortho-McNeil Pharmaceutical, Inc.;
18 Johnson & Johnson Pharmaceutical Research and Development, L.L.C.; Lisa P. Otey,
19 M.D.; Kelsey-Seybold Medical Group, P.A.; Kelsey-Seybold Clinic Woman's Center;
20 and St. Luke's Episcopal Health System Corporation, Circuit District Court of Harris
21 County, Texas, Case No. 2007-16676;

22 6. Christopher, Audrey, et al. v. Little Company of Mary Health Services;
23 Providence Health System-Southern California; David F. Morgan, M.D.; Gerald I.
24 Wasserwald, M.D.; Robert D. Swift, M.D.; Bernard L. Ullman, M.D.; Robert Bates, D.C.;
25 Ortho-McNeil Pharmaceutical, Inc.; Johnson & Johnson; Johnson & Johnson
26 Pharmaceutical Research and Development, L.L.C. fka R.W. Johnson Pharmaceutical
27 Research Institute; and Does 1 to 100, Inclusive, Superior Court of California, County of
28 Los Angeles, Case No. YC-06-053282;

1 7. Christopher-Justice, Kai, et al. v. Ortho-McNeil Pharmaceutical, Inc.;
 2 Johnson & Johnson; Johnson & Johnson Pharmaceutical Research and Development,
 3 L.L.C.; Alza Corporation; and Does 1-10, Inclusive, Superior Court of California, County
 4 of Los Angeles, Case No. BC-07-366885;

5 8. Czubernat, Ashley v. Alza, a Delaware corporation; Johnson & Johnson
 6 Pharmaceutical Research & Development L.L.C., a New Jersey corporation; Johnson &
 7 Johnson, a New Jersey corporation; Ortho-McNeil Pharmaceutical, Inc., a New Jersey
 8 corporation; and Does 1-25, Inclusive, Superior Court of California, County of San
 9 Diego, Case Number GIC-872176-06;

10 9. Farfaras, Ewa, et al. v. Johnson & Johnson; Johnson & Johnson
 11 Pharmaceutical Research & Development L.L.C.; Alza Corporation; and Ortho-McNeil
 12 Pharmaceutical, Inc., Superior Court of California, County of Santa Clara, Case No. 1-
 13 06-CV-68036;

14 10. Faulkner, Raquel v. Ortho-McNeil Pharmaceutical, Inc.; Johnson &
 15 Johnson; Johnson & Johnson Pharmaceutical Research and Development, L.L.C. f/k/a
 16 R.W. Johnson Institute; Stanley L. Smith, Jr., M.D.; Stanley L. Smith, Jr., M.D. P.C.;
 17 Methodist Healthcare; Methodist Healthcare Memphis Hospitals, d/b/a, Methodist
 18 Germantown; Norberto R. Rojas, M.D.; and Medical Anesthesia Group, A Professional
 19 Association, Circuit Court of Shelby County, Tennessee, Case No. CI-005867-06;

20 11. Galvan, Tina Marie, et al. v. Johnson & Johnson; Johnson & Johnson
 21 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 22 Pharmaceutical, Inc.; and Does 1-50, Inclusive, Superior Court of California, County of
 23 Los Angeles, Case No. BC-07-367849;

24 12. Gonzalez, Cariba, et al. v. Johnson & Johnson; Johnson & Johnson
 25 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 26 Pharmaceutical, Inc.; and Does 1-50, Inclusive, Superior Court of California, County of
 27 Los Angeles, Case No. BC-06-363800;

28 13. Greene, Stephanie v. Planned Parenthood Federation America, Inc.;

1 Planned Parenthood of Wisconsin, Inc.; Johnson & Johnson; Ortho-McNeil
 2 Pharmaceutical, Inc.; Johnson & Johnson Pharmaceutical Research and Development,
 3 L.L.C. f/k/a R.W. Johnson Pharmaceutical Research Institute; and Organon USA, Inc.,
 4 Circuit Court of Milwaukee County, State of Wisconsin, Cause No. 06-9081;

5 14. Hajdukiewicz, Jennifer, et al. v. Johnson & Johnson; Johnson & Johnson
 6 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 7 Pharmaceutical, Inc.; and Does 1-50, Superior Court of California, County of Santa Clara,
 8 Case No. 1-06-CV-72555;

9 15. Hale, Ronald and Hale, Johnna, Individually and as Next of Friend and
 10 Special Administrators of the Estate of Jalisa K. Hale, deceased v. Ortho-McNeil
 11 Pharmaceutical, Inc.; Johnson & Johnson; Johnson & Johnson Pharmaceutical Research
 12 & Development, L.L.C. f/k/a R.W. Johnson Pharmaceutical Research Institute; Dr. Elisa
 13 Crouse, O.B.G.Y.N., Doctor Does 1-5; Corporate Does 1-5; and John and/or Jane Does 1-
 14 5, District Court of Oklahoma County, State of Oklahoma, Case No. 06-7403;

15 16. Heard, Ericka, et al. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson &
 16 Johnson; Johnson & Johnson Pharmaceutical Research & Development, LLC; Alza Corp.
 17 and Does 1 through 10 inclusive, Superior Court of California, County of Los Angeles,
 18 Case No. BC373493;

19 17. Hernandez, Ruth, et al. v. Johnson & Johnson; Johnson & Johnson
 20 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 21 Pharmaceutical, Inc.; and Does 1-50, Inclusive, Superior Court of California, County of
 22 Los Angeles, Case No. BC-07-357282;

23 18. Hunt, Tracy v. Ortho-McNeil Pharmaceutical, Inc.; Johnson & Johnson;
 24 and Johnson & Johnson Pharmaceutical Research and Development, L.L.C., f/k/a R.W.
 25 Johnson Pharmaceutical Research Institute, Third Judicial Circuit, Madison County,
 26 Illinois, Cause No. 0193-06;

27 19. Kennedy, Bridget, as Administratrix of the Estate of Zakiya Kennedy v.
 28 Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development,

1 L.L.C. f/k/a R.W. Johnson Pharmaceutical Research Institute; and Ortho-McNeil
 2 Pharmaceutical, Inc., New York Supreme Court, County of New York, Case No. 106921-
 3 05;

4 20. King, Nichole, et. al v. v. Ortho-McNeil Pharmaceutical, Inc., Johnson &
 5 Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; and Alza
 6 Corporation and Does 1 through 10 inclusive, Superior Court of California, County of
 7 Los Angeles, Case No. BC372340;

8 21. Lamar, Sabrina v. Johnson & Johnson, a New Jersey Corporation; Ortho-
 9 McNeil, Inc., a Delaware Corporation; and Johnson & Johnson Pharmaceutical Research
 10 & Development, LLC, a New Jersey Limited Liability Company, Supreme Court of New
 11 York, County of Erie, Case No. 8233-07;

12 22. LeFebvre, Michael, as trustee for the next-of-kin of LeFebvre, Jessica,
 13 deceased v. Johnson & Johnson, Johnson & Johnson Pharmaceutical Research &
 14 Development, L.L.C., Ortho-McNeil Pharmaceutical, Inc., Quello Clinic Ltd., and Gary
 15 P. Brandeland, M.D., Fourth Judicial District Court of Minnesota, County of Hennepin;

16 23. Lewis, Bintha as Representative of the Estate of Ashley Lewis v. Johnson
 17 & Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C. f/k/a
 18 R.W. Johnson Pharmaceutical Research Institute; and Ortho-McNeil Pharmaceutical, Inc.,
 19 Circuit Court of the City of St. Louis, State of Missouri, Case No. 052-11741;

20 24. Malcolm, Wanna, et al. v. Johnson & Johnson; Johnson & Johnson
 21 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 22 Pharmaceutical, Inc.; and Does 1-50, Inclusive, Superior Court of California, County of
 23 Los Angeles, Case No. BC-06-361709;

24 25. Maldonado, Nina v. Johnson & Johnson; Johnson & Johnson
 25 Pharmaceutical Research & Development, L.L.C.; Alza, Inc.; and Ortho-McNeil
 26 Pharmaceutical, Inc., State Court of Minnesota, County of Dakota;

27 26. McNichols, Jennifer v. Johnson & Johnson; Johnson & Johnson
 28 Pharmaceutical Research and Development, L.L.C.; Ortho-McNeil Pharmaceutical, Inc.;

1 and Walgreen's Co., Third Judicial Circuit, Madison County, IL, Case No. 06-L-69;

2 27. Monroe, Mary, et. al v. Johnson & Johnson, Johnson & Johnson
 3 Pharmaceutical Research & Development, L.L.C., Alza Corporation, Ortho-McNeil
 4 Pharmaceutical Inc., McKesson Corporation, and Does 1-25, inclusive, Superior Court of
 5 California, County of San Francisco, Case No. 07-463002;

6 28. Moore, Brooke and Scotti, John, her husband v. Johnson & Johnson, Inc.
 7 and Ortho-McNeil Pharmaceutical, Inc., foreign corporations authorized to do business in
 8 the State of New York, Supreme Court of New York, Suffolk County, Case No. 06-
 9 35514;

10 29. Nance, Patrice v. Johnson & Johnson; Johnson & Johnson Pharmaceutical
 11 Research and Development, L.L.C.; and Ortho-McNeil Pharmaceutical, Inc., State of
 12 New Mexico, County of Bernalillo, Second Judicial District, Case No. CV2007-000123;

13 30. Neal, Miriam v. Ortho-McNeil Pharmaceutical, Inc.; Johnson & Johnson
 14 Corporation; Johnson & Johnson Pharmaceutical Research and Development, L.L.C.;
 15 Fulton-Dekalb Hospital Authority d/b/a Grady Health Systems; The Emory Clinic, Inc.;
 16 Emory University, Inc.; Morehouse Medical Associates, Inc.; Morehouse Medical School
 17 Inc.; Hugh Randall, M.D.; John/Jane Does 1-10; and ABC Corps. 1-5, Court of Dekalb
 18 County, Georgia, Civil Action No. 06A-54270-2;

19 31. Pierson, Jaime, et al. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson &
 20 Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Alza
 21 Corporation; and Does 1 through 10, Inclusive, Superior Court of the State of California,
 22 County of Los Angeles, Case No. BC-372341;

23 32. Prasad, Kristin, et al. v. Johnson & Johnson; Johnson & Johnson
 24 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 25 Pharmaceutical, Inc.; and Does 1-50, Superior Court of California, County of Santa Clara,
 26 Case No. 1-07-CV-78895;

27 33. Rollins, Guadalupe Carolina v. Johnson & Johnson, Johnson & Johnson
 28 Pharmaceutical Research & Development, L.L.C. f/k/a R.W. Johnson Pharmaceutical

1 Research Institute and Ortho-McNeil Pharmaceutical, Inc., First Judicial District Court of
 2 Minnesota, County of Dakota;

3 34. Ruiz, Aliesha v. Johnson & Johnson; Johnson & Johnson Pharmaceutical
 4 Research & Development, L.L.C.; and Ortho-McNeil Pharmaceutical, Inc., State of New
 5 Mexico, County of Bernalillo, Second Judicial District, Case No. CV2007 004933;

6 35. Sanchez, Gloria, et al. v. Johnson & Johnson; Johnson & Johnson
 7 Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-McNeil
 8 Pharmaceutical, Inc.; McKesson Corporation; and Does 1-50, Inclusive, Superior Court
 9 of California, County of San Francisco, Case No. CGC-06-458689;

10 36. Soleymani, Renee, et al. v. Johnson & Johnson; Johnson & Johnson;
 11 Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Alza Corporation;
 12 and Does 1 through 10, Inclusive, Superior Court of the State of California, Los Angeles
 13 County, Case No. BC-372034;

14 37. Taylor-Rodriguez, Jean M. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson
 15 & Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Alza
 16 Corporation; and Does 1 through 10, Inclusive, Superior Court of California, County of
 17 Stanislaus, Case No. 613038;

18 38. Theis, Jill, et al. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson & Johnson;
 19 Johnson & Johnson Pharmaceutical Research and Development, L.L.C. f/k/a R.W.
 20 Johnson Pharmaceutical Research Institute; and Walgreen Co., Third Judicial Circuit,
 21 Madison County, Illinois, Cause No. 2006-L-784;

22 39. Tinker, Cyrille v. Johnson & Johnson, Johnson & Johnson; Johnson &
 23 Johnson Pharmaceutical Research & Development, L.L.C.; Alza Corporation; Ortho-
 24 McNeil Pharmaceutical, Inc.; and Does 1 through 100, Supreme Court of the State of
 25 New York, County of New York, Case No. 07-107410;


26 40. Trager, Nikole v. Ortho-McNeil Pharmaceutical, Inc.; Johnson & Johnson;
 27 Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Alza Corporation;
 28 and Does 1 through 10, Inclusive, Superior Court of California, County of San Diego,

1 Case No. GIC-880407; and

2 41. Watkins, Carrie L. v. Ortho-McNeil Pharmaceutical, Inc.; Johnson &
3 Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C. f/k/a
4 R.W. Johnson Pharmaceutical Research Institute; Wisconsin Injured Patients and
5 Families Compensation Fund; Dr. Robert E. Williams; Midwest Medical Insurance
6 Company; and United Healthcare Insurance Company, Wisconsin Superior Court,
7 Milwaukee County, Civil Action No. 06-1407.

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9
10 Dated: August 2, 2007

DRINKER BIDDLE & REATH

11 
12 MATTHEW P. SMITH
13 Attorneys for Defendants
14 ORTHO-MCNEIL PHARMACEUTICAL,
15 INC. and MCKESSON CORPORATION
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